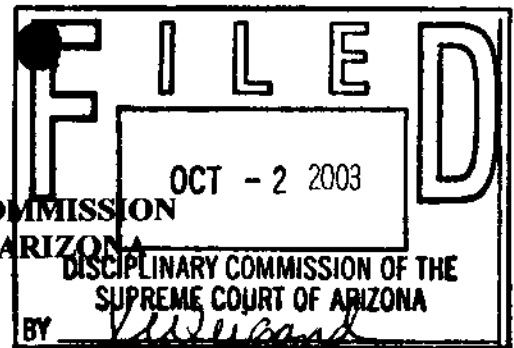


BEFORE THE DISCIPLINARY COMMISSION
OF THE SUPREME COURT OF ARIZONA



IN THE MATTER OF A NON-MEMBER)
OF THE STATE BAR OF ARIZONA,) Nos. 01-1377, 01-1378, 01-1379,
) 01-1380, 01-1381, 01-2009,
) 01-2446, 02-0275, 02-0819
)
RONALD W. FLATER,) DISCIPLINARY COMMISSION
) REPORT
)
RESPONDENT.)

This matter came before the Disciplinary Commission of the Supreme Court of Arizona on September 13, 2003, pursuant to Rule 53(d), Ariz. R. S. Ct., for consideration of the Hearing Officer's Report, filed June 25, 2003, recommending censure, restitution, and costs of these disciplinary proceedings.

Decision

The Commission's standard of review is set forth in Rule 53(d)2, which states that the Commission reviews questions of law *de novo*. In reviewing findings of fact made by a hearing officer, the Commission applies a clearly erroneous standard.

Having found no findings of fact clearly erroneous, the eight¹ members of the Commission unanimously recommend adopting and incorporating by reference the Hearing Officer's findings of fact, conclusions of law,² and recommendation for censure, restitution, and costs. Restitution is recommended as follows:


¹ Commissioner Funkhouser recused.

² The Hearing Officer inadvertently omitted a violation of ER 1.5 in Count 14. See Hearing Officer's Report, p. 13 and Complaint, p. 17.

James Bonner	\$1,800.00
Ron Green	\$ 855.00
The Carbajal Family	\$ 150.00
Shawn Goodwin	\$1,200.00
Raul and Brenda Sanchez	\$3,000.00
Aimee Monahan	\$1,600.00
<u>Rajaa El Hafidi</u>	<u>\$ 975.00</u>
Total	\$9,580.00

Both the Hearing Officer and the Commission agree that disbarment would be the appropriate sanction for Respondent's conduct if he were a member of the Bar. Because he is not, the greatest sanction the Commission believes it is authorized to impose is a censure.

RESPECTFULLY SUBMITTED this 2nd day of October 2003.


Craig B. Mehrens, Vice-Chair
Disciplinary Commission

Original filed with the Disciplinary Clerk
this 2nd day of October 2003.

Copy of the foregoing mailed
this 2nd day of October 2003 to:

Peter B. Swann
Hearing Officer 8Y
201 E. Washington St., Suite 1600
Phoenix, AZ 85004

Ronald W. Flater
Respondent
998 South Citron
Anaheim, CA 92805

Copy of the foregoing hand-delivered
this 2nd day of October 2003 to:

Robert A. Clancy, Jr.
Bar Counsel
State Bar of Arizona
111 West Monroe, Suite 1800
Phoenix, AZ 85003-1742

By K. Weigand

/kdl